



1638 #4

Attorney's Docket No. 35718/242990(5718-198)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Simmons
Appl. No.: 10/090,035
Filed: February 28, 2002
For: NUCLEIC ACIDS ENCODING DEFENSE INDUCIBLE
PROTEINS AND USES THEREOF

Confirmation No.: 6779
Group Art Unit: 1638
Examiner: Not Assigned

PATENT

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Commissioner for Patents
Washington, DC 20231

May 28, 2002

INFORMATION DISCLOSURE STATEMENT
CITATION UNDER 37 C.F.R. § 1.97

Sir:

Attached is a list of documents on form PTO-1449 together with a copy of each identified document. It is requested that the Examiner consider these documents and officially make them of record in accordance with the provisions of 37 C.F.R. § 1.97 and Section 609 of the MPEP. By submitting the listed documents, Applicant in no way makes any admission as to the prior art status of the listed documents, but is instead submitting the listed documents for the sake of full disclosure.

Respectfully submitted,

Eric J. Kron
Registration No. 45,941

<p>Customer No. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260</p>	<p><u>CERTIFICATE OF MAILING</u></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Washington, DC 20231, on May 28, 2002.</p> Nora C. Martinez
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